



Atty. Dkt. No. 071949-1307

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kenneth F. Buechler

Title: DIAGNOSTIC DEVICES AND
APPARATUS FOR THE
CONTROLLED MOVEMENT OF
REAGENTS WITHOUT
MEMBRANES

Appl. No.: 09/613,650

Filing Date: July 11, 2000

Examiner: Alexander, Lyle

Art Unit: 1743

<p>CERTIFICATE OF MAILING</p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below.</p> <p><u>Vanessa E. Agha</u> (Printed Name)</p> <p><u>Vanessa E. Agha</u> (Signature)</p> <p><u>June 15, 2006</u> (Date of Deposit)</p>

TRANSMITTAL

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Non-Final Office action mailed February 7, 2006, in the above-identified patent application, transmitted herewith is a copy of the response in compliance with 37 CFR 1.111.

Enclosed are:

[X] Petition Under 37 §§ 1.181 or 1.182 to Accept a Filing as of it's Date of Facsimile Transmission in Accordance with 37 CFR §1.8 (3 pages).

[X] Copy of Response filed on May 8, 2006 (21 pages).

[X] Communication Result Report of Facsimile Transmission (1 page)

[X] Return Postcard.

If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Respectfully submitted,

Date

June 15, 2006

By

Barry S. Wilson

FOLEY & LARDNER LLP

Customer Number: 30542

Telephone: (858) 847-6722

Facsimile: (858) 792-6773

Richard Warburg, Reg. No. 32,327

By Barry S. Wilson, Reg. No. 39,431

Attorney for Applicant



Atty. Dkt. No. 071949-1307

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Title: DIAGNOSTIC DEVICES AND
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MEMBRANES

Appl. No.: 09/613,650

Filing Date: 7/11/2000

Examiner: Alexander, Lyle

Art Unit: 1743

<p>CERTIFICATE OF FACSIMILE TRANSMISSION I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.</p> <p><u>Vanessa E. Agha</u> (Printed Name)</p> <p><u>Vanessa E. Agha</u> (Signature)</p> <p><u>May 8, 2006</u> (Date of Deposit)</p>
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AMENDMENT TRANSMITTAL

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

- ☒ [X] Response to Office Action (12 pages).
- ☒ [X] Information Disclosure Statement (3 pages).
- ☒ [X] PTO Form SB/08 (1 page).
- ☒ [X] Credit Card Payment Form (1 page).
- ☐ [] Assertion of Small Entity status is enclosed.
- ☒ [X] The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	50	-	73	=	0	x	\$50.00	=	\$0.00
Independent Claims:	2	-	9	=	0	x	\$200.00	=	\$0.00
First presentation of any Multiple Dependent Claims:							\$360.00	=	\$0.00
CLAIMS FEE TOTAL									= \$0.00

☐ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/> Extension for response filed within the first month:	\$120.00	\$0.00
<input type="checkbox"/> Extension for response filed within the second month:	\$450.00	\$0.00
<input type="checkbox"/> Extension for response filed within the third month:	\$1,020.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fourth month:	\$1,590.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fifth month:	\$2,160.00	\$0.00
EXTENSION FEE TOTAL:		\$0.00
<input type="checkbox"/> Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$130.00	\$0.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$0.00
<input type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):		\$0.00
<input checked="" type="checkbox"/> IDS Fee in Accordance with 37 C.F.R. § 1.17(p):		\$180.00
TOTAL FEE:		180.00

A credit card payment form in the amount of \$180.00 is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit

card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date May 8, 2006

FOLEY & LARDNER LLP
Customer Number: 30542
Telephone: (858) 847-6722
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By Barry S. Wilson

Richard Warburg, Reg. No. 32,327
By Barry S. Wilson, Reg. No. 39,431
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Total # of Pages 21 (including this page)

TO:	PHONE #:	FAX #:
United States Patent and Trademark Office Mail Stop Amendment Examiner: Alexander, Lyle Art Unit: 1743		571-273-0814

From : Barry S. Wilson

Email Address : bwilson@foley.com

Sender's Direct Dial : 858.847.6722

Date : May 8, 2006

Client/Matter No : 071949-1307

User ID No : 3067

Serial Number: 09/613,650

Our Docket Number: 071949-1307

MESSAGE:

Please find enclosed:

Transmittal (3 pages);

Response to Office Action (12 pages);

Information Disclosure Statement (3 pages);

PTO Form SB/08 (1 page);

Credit Card Payment Form (1 page).

If there are any problems with this transmission or if you have not received all of the pages, please call 571-273-8300.

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